

**BUREAU OF INTERNAL AFFAIRS**  
**Investigations Division**  
**General Investigations Section**

**18 May 2015**  
**Log No.: 1075022**


To: Juan J. Rivera  
Chief  
Bureau of Internal Affairs

---

From: P.O. T. Batey #11794  
Investigations Division  
General Investigations Section


Subject: Completion of Complaint Log Number 1075022

The following investigation is completed and submitted for your approval.

  
Terry Batey  
Police Officer

Bureau of Internal Affairs – General Investigations Section

**APPROVED:**

  
Case Management Supervisor – Joseph Stehlik  
Sergeant  
Bureau of Internal Affairs – General Investigations

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO  
1075022TYPE  
INFODATE OF REPORT  
18-MAY-2015

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS  
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
BATEY, TERRY	9161	11794		121	

REFERENCE NOS. (LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 1259 W. 79TH ST, CHICAGO, IL 60620	DATE / TIME: 14-JUL-2012 20:07	BEAT: 612
--	--------------------------------	-----------

### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
EBERLE, KEVIN R	9165	20817		620		M / WHI	1968	22-NOV-1993	YES	YES
FORBERG, BRIAN P	9171	1373		005	212	M / WHI	1960	10-JUL-1995	UNK	YES
BARTIK, ROBERT A	9171	907		006	171	M / WHI	1964	07-NOV-1988	YES	YES
JONES, DEVINN D	9165	20668		620		M / BLK	1975	04-OCT-1999	UNK	YES
WALTER, SAJIT	9161	11288		003	114	M / API	1972	01-MAY-2006	UNK	YES
CAVAZOS, JESSE P	9161	14027		006	606	M / S	1979	23-JAN-2006	YES	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		DOWNERS GROVE, IL		/	/

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				/ BLK	/

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

NOTE: Complaint Log "Type" remains classified Info-Sworn Affidavit NOT on file.

Allegation:

an attorney alleges on 11 July 2014 at 2035 hours at 1259 W. 79th St., Chicago, IL that the accused Department member engaged in malicious prosecution and conspiracy against

## SUMMARY

On 06 May 2015 at 1634 hours, R/I telephoned Reporting Third Party, [REDACTED] at the number [REDACTED] listed on the face sheet. R/I spoke with [REDACTED] and he indicated that [REDACTED] was unavailable. R/I then left a message with [REDACTED] for [REDACTED] to return R/I's telephone call. (Attachment #1, #5)

In addition, on 06 May 2015, R/I mailed a certified letter to [REDACTED] at the address listed on the face sheet with tracking number: [REDACTED]. According to the USPS website, the certified letter was delivered on 12 May 2015 at 1430 hours. As of the date of this report, R/I have not received any form of communication from [REDACTED] regarding the allegation of [REDACTED] (Attachment #1, 6, 7)

The undersigned cannot verify the allegations contained in the Complaint Log due to [REDACTED] lack of cooperation in the investigation of the allegation. Based on the absence of a Sworn Affidavit, this investigation cannot proceed.

This case is to be CLOSED – NO CONVERSION.

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	0	0	7

## FINDINGS - RECOMMENDATIONS

Accused #1: DET. K. EBERLE #20817, Unit Assigned 620  
Allegation: No Affidavit

Accused #2: SGT. B. FORBERG #1373, Unit Assigned 005, Unit Detailed 212  
Allegation: No Affidavit

Accused #3: SGT. R. BARTIK #907, Unit Assigned 006, Unit Detailed 171  
Allegation: No Affidavit

Accused #4: DET. D. JONES #20668, Unit Assigned 620  
Allegation: No Affidavit

Accused #5: P.O. S. WALTER #11288, Unit Assigned 003, Unit Detailed 114  
Allegation: No Affidavit

Accused #6: P.O. J. CAVAZOS #14027, Unit Assigned 006, Unit Detailed 606  
Allegation: No Affidavit

### RECOMMENDATIONS:

No Disciplinary action warranted; case to be filed.

DATE INITIATED  
(Date incident was received for investigation)

06-MAY-2015

DATE COMPLETED (Date of this report)

18-MAY-2015

ELAPSED TIME  
(Total time expressed in days)

12

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original In File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?	Comments
<a href="#">View</a> 1	FACE SHEET	N/A				QUERFURTH, PATRICK	05-MAY-2015 15:12	[ EDIT ]			
<a href="#">View</a> 2	CONFLICT CERTIFICATION	N/A				BATEY, TERRY	05-MAY-2015 16:46	[ EDIT ]			
<a href="#">View</a> 3	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	Sworn Affidavit	YES	BATEY, TERRY	18-MAY-2015 20:46	APPROVED [ EDIT ]		YES	
<a href="#">View</a> 4	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	22	Civil Law Suit	YES	BATEY, TERRY	18-MAY-2015 20:46	APPROVED [ EDIT ]		YES	
<a href="#">View</a> 5	ATTEMPT TO CONTACT	N/A	1	Attempt Telephone Contact	YES	BATEY, TERRY	18-MAY-2015 20:47	APPROVED [ EDIT ]		YES	
<a href="#">View</a> 6	LETTER TO [REDACTED]	N/A	3	Certified Letter	YES	BATEY, TERRY	18-MAY-2015 20:48	APPROVED [ EDIT ]		YES	
<a href="#">View</a> 7	U.S.P.S. (USPS) TRACKING REPORT	N/A	1	USPS Tracking Confirmation	YES	BATEY, TERRY	18-MAY-2015 20:48	APPROVED [ EDIT ]		YES	